

P33137USw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application:

Bit, et al.

Serial No.: 10/533,036

Examiner: Valenrod, Y

Filing Date: January 18, 2006

Art Unit: 1621

For: PHENYL COMPOUNDS

Assistant Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

This is a Response to the Office Action dated 13 September 2007.

The Office Action requires restriction under 35 USC 121.

The Examiner has required restriction between the following groups:

Group I, claims 1-8, drawn to the compound of formula (I) and  
pharmaceutical compositions comprising the same,

Group II, claims 11-13 and 19-21, drawn to the methods of treating,  
and

Group III, claim 17, drawn to a process of preparing a compound of  
formula (I).

Applicants hereby elect to prosecute the claims of Group I. The  
election is made without traverse, and the Applicants reserve the right to file  
claims directed to the non-elected subject matter in one or more divisional  
application.

If necessary, the Commissioner is hereby authorized in this,  
concurrent, and future replies, to charge any fees or credit any overpayment,  
particularly including any fees required under 37 CFR Sect 1.16 or 1.17, and  
any necessary extension of time fees, to deposit Account No. 07-1392.

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Applicants respectfully submit that the instant application is in condition for allowance, which action is respectfully requested. The Examiner is invited to contact the undersigned at (919) 483-8160, to discuss this case, if desired.

Respectfully submitted,



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Attorney for Applicants  
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Date: Oct 11 2007  
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